

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

3RD EYE SURVEILLANCE, LLC,

Plaintiff,

v.

e-WATCH CORPORATION,

Defendant.

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CIVIL ACTION NO. 6:14-cv-725

JURY VERDICT FORM

In answering these questions, you are to follow all of the instructions I have given you in the Final Jury Instructions.

Question 1: Direct Infringement

Did 3rd Eye prove by a preponderance of the evidence that e-Watch directly infringed any of the claims of the patent listed below?

Answer “Yes” or “No” as to each claim:

U.S. Patent No. 7,323,980

Claim 1: Yes ____ No X

Claim 31: Yes ____ No X

If you did not answer “Yes” to any claim in Question 1 then skip Question 2 and proceed to answer Question 3.

Question 2: Willful Infringement

Did 3rd Eye prove by a preponderance of the evidence that e-Watch willfully infringed any of the claims of the patent listed below?

Answer “Yes” or “No” as to each claim:

U.S. Patent No. 7,323,980

Claim 1: Yes ____ No ____

Claim 31: Yes ____ No ____

Go on to Question 3.

Question 3: Invalidity

Did e-Watch prove by clear and convincing evidence that **Claim 1** of the '980 Patent is invalid for any of the following reasons? "Yes" means the claim is invalid, and "No" means the claim is not invalid

- A. Because it was anticipated by the prior art?

Yes _____ No X

- B. Because it does not have a sufficient written description?

Yes _____ No X

Did e-Watch prove by clear and convincing evidence that **Claim 31** of the '980 Patent is invalid for any of the following reasons? "Yes" means the claim is invalid, and "No" means the claim is not invalid

- A. Because it was anticipated by the prior art?

Yes _____ No X

- B. Because it does not have a sufficient written description?

Yes _____ No X

If you answered "Yes" to any claim in Questions 1 and also answered "No" in Question 3 to the same claim to which you answered "Yes" in Questions 1, then go to Question 4.

If you did not answer "Yes" to any claim in Questions 1 then skip Question 4 and have the Jury Foreperson sign the verdict form and notify the Court Security Officer that you have reached a verdict.

Question 4: Damages

What sum of money, if paid now in cash, do you find from a preponderance of the evidence should be awarded to 3rd Eye as damages?

Answer with the amount in dollars and cents:

\$ _____